

SUPERIOR COURT OF ARIZONA
MARICOPA COUNTY

FC 2004-090853

01/03/2012

JUDGE PRO TEM JAIME HOLGUIN

CLERK OF THE COURT
P. Odell
Deputy

IN RE THE MATTER OF
DAVID MICHAEL WARD

DAVID MICHAEL WARD
13368 5TH AVE S
ZIMMERMAN MN 55398

AND

ELISHA A SEGHI

ELISHA A SEGHI
1052 W 9TH ST
TEMPE AZ 85281

FAMILY COURT SERVICES-CCC

HEARING ON SIMPLIFIED MODIFICATION

Courtroom 305-SEA

Prior to the commencement of today's hearing Elisha Seghi is sworn.

10:35 a.m. This is the time set for hearing on Respondent/Mother's *Petition to Modify Child Support Order*, filed September 8, 2011. Petitioner/Father, David Ward (hereinafter referred to as "Father"), is neither present nor represented by counsel. Respondent/Mother, Elisha Seghi (hereinafter referred to as "Mother"), is present on her own behalf.

A record of the proceedings is made by audio and/or videotape in lieu of a court reporter.

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LET THE RECORD REFLECT Father received service and notice of Mother's Petition in September of 2011. Father telephoned division staff this morning claiming that he had filed a motion to appear telephonically on Friday, December 30, 2011. Father was advised via telephone this morning by division staff that his motion was denied. The Court cannot find good cause to grant Father's motion for the following reasons:

- Motion was not filed with the Clerk of the Court.
- Mother was not allowed an opportunity to respond to the motion.
- Father filed his motion just a few days prior to this hearing, having known about this hearing since September 2011.

Mother requests to proceed in default. For the above reasons, the Court allows Mother to proceed in default.

LET THE RECORD REFLECT that Mother met with a Family Court Conference Officer prior to this hearing. A child support worksheet and proposed form of order were prepared for the Court's review and consideration.

THE COURT FINDS there is a continuing and substantial change in the circumstances of the parties warranting modification of the child support amount.

Based upon the matters presented herein, review of the court file, and the Child Support Guideline Worksheet filed herein,

IT IS ORDERED Father shall pay to Mother the sum of \$501.21 as and for current child support effective October 1, 2011, and continuing on the same day of each month thereafter. All payments shall be made through the Support Payment Clearinghouse via an automatic Order of Assignment issued this date.

Until the wage assignment becomes effective, it is the responsibility of the party obligated to pay support/maintenance to pay the support to:

**Support Payment Clearinghouse
P. O. Box 52107
Phoenix, Arizona 85072-2107**

The payment should show the case number and/or ATLAS case number and the name of the party paying support and the name of the party who will receive the payment.

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If payments are made directly to the person who is to receive the support, the payments may be considered a gift and no credit will be given towards the support obligation.

Any change in the paying party's employment and any change in the residential address of either party **must** be submitted to the Clerk's Office, in writing, within ten (10) days of the change (A.R.S. 25-322(C)). Failure to notify the Clerk's Office of any change may be considered contempt of Court.

Father is personally responsible for the timely payment of support as well as the \$5.00 monthly handling fee. At any time an employer and/or payor is not paying pursuant to the Order of Assignment, Father must make timely payment of support and fees directly to the Support Payment Clearinghouse. Failure to make timely payment of support may result in a finding of contempt which may result in sanctions, including incarceration.

IT IS FURTHER ORDERED both Mother and Father shall be responsible for providing and maintaining medical insurance for the minor child.

IT IS FURTHER ORDERED that all healthcare expenses incurred for the health and protection of the minor child not covered by insurance shall be paid 35% by Mother and 65% by Father.

IT IS FURTHER ORDERED the Federal and State tax exemption shall be allocated so that Mother may claim Michael Ward (DOB: 07/19/1997) in all tax years beginning in 2012.

Discussion is held with Mother.

IT IS FURTHER ORDERED approving and settling formal written Child Support Order signed by the Court on January 3, 2012, and filed (entered) by the Clerk on January 3, 2012.

10:40 a.m. Matter concludes.

FILED: Child Support Order
Child Support Guideline Worksheet

LET THE RECORD REFLECT Mother receives a copy of the aforementioned documents in open Court. A copy will be mailed to Father by division staff.

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Attachments:

DAVID MICHAEL WARD: Non IV-D Payment Instructions